

REMARKS/ARGUMENTS

In response to the Examiner's final Office Action of October 16, 2008 the Applicant respectfully submits the accompanying terminal disclaimer and Amendment of the claims, and the following Remarks.

Regarding Amendment

In the Amendment:

claims 1-3, 5, 6, 8-18 are unchanged; and

claims 19-21, 23-25, 27-39 and 42-54 are cancelled.

It is respectfully submitted that the Amendment does not add any new matter to the present application, nor any new issues to the prosecution of the present application.

Regarding Double Patenting Rejections

With respect to the Examiner's provisional non-statutory double patenting rejections of the pending claims over the cited claims of each of US Patent Nos. 7,431,433 and 7,429,097 in view of Andrews and Hiramatsu, the Applicant submits herewith a Terminal Disclaimer in compliance with 37 C.F.R. 1.321(c); the present application and US Patent Nos. 7,431,433 and 7,429,097 being commonly owned by the Applicant.

Regarding Allowable Subject Matter

The Applicant appreciates the Examiner's indication of the allowability of the subject matter of the pending claims under the conditions stated in the Office Action.

It is respectfully submitted that all of the Examiner's rejections have been traversed. Accordingly, it is submitted that the present application is in condition for allowance and reconsideration of the present application is respectfully requested.

Very respectfully,

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